

Kathleen Sullivan (SBN 242261)
kathleensullivan@quinnemanuel.com
QUINN EMANUEL URQUHART &
SULLIVAN LLP
51 Madison Avenue, 22nd Floor
New York, NY 10010
Telephone: (212) 849-7000
Facsimile: (212) 849-7100

Sean S. Pak (SBN 219032)
seanpak@quinnemanuel.com
John M. Neukom (SBN 275887)
johnneukom@quinnemanuel.com.
Matthew D. Cannon (SBN 252666)
matthewcannon@quinnemanuel.com
QUINN EMANUEL URQUHART &
SULLIVAN LLP
50 California Street, 22nd Floor
San Francisco, CA 94111
Telephone: (415) 875-6600
Facsimile: (415) 875-6700

Mark Tung (SBN 245782)
marktung@quinnemanuel.com
QUINN EMANUEL URQUHART &
SULLIVAN LLP
555 Twin Dolphin Drive, 5th Floor
Redwood Shores, CA 94065
Telephone: (650) 801-5000
Facsimile: (650) 801-5100

Attorneys for Plaintiff Cisco Systems, Inc.

Steven Cherny (*admission pro hac vice
pending*)
steven.cherny@kirkland.com
KIRKLAND & ELLIS LLP
601 Lexington Avenue
New York, New York 10022
Telephone: (212) 446-4800
Facsimile: (212) 446-4900

Adam R. Alper (SBN 196834)
adam.alper@kirkland.com
KIRKLAND & ELLIS LLP
555 California Street
San Francisco, California 94104
Telephone: (415) 439-1400
Facsimile: (415) 439-1500

Michael W. De Vries (SBN 211001)
michael.devries@kirkland.com
KIRKLAND & ELLIS LLP
333 South Hope Street
Los Angeles, California 90071
Telephone: (213) 680-8400
Facsimile: (213) 680-8500

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

CISCO SYSTEMS, INC.,

Plaintiff,

vs.

ARISTA NETWORKS, INC.,

Defendant.

CASE NO. 5:14-cv-5344-BLF

**DECLARATION OF MATTHEW D.
CANNON IN SUPPORT OF CISCO'S
OPPOSITION TO ARISTA'S MOTION
TO DISMISS PURSUANT TO FED. R.
CIV. P. 12(B)(6)**

Date: July 2, 2015
Time: 9:00 A.M.
Dept.: Courtroom 3

DEMAND FOR JURY TRIAL

DECLARATION OF MATTHEW D. CANNON

I, Matthew D. Cannon, declare as follows:

1. I am an attorney licensed to practice in the State of California and am admitted to practice before this Court. I am an associate with the law firm Quinn Emanuel Urquhart & Sullivan, LLP, counsel for Plaintiff Cisco Systems, Inc. I have personal knowledge of the matters set forth in this Declaration, and if called as a witness I would testify competently to those matters.

2. Attached as Exhibit 1 is a true and correct copy of an article from Business Insider, dated December 19, 2014, entitled "Cisco Just Fired Another Shot At Its Hated Rival, An Upstart Formed by Ex-Cisco Employees," and available at <http://www.businessinsider.com/cisco-just-fired-another-shot-at-arista-2014-12>.

3. Attached as Exhibit 2 is a true and correct copy of an article from the New York Times, dated December 10, 2014, entitled "Arista's Chief Executive Counters Cisco Lawsuit," and available at http://bits.blogs.nytimes.com/2014/12/10/aristas-chief-executive-counters-cisco-lawsuit/?_r=0.

4. Attached as Exhibit 3 is a true and correct copy of an article from Barron's Tech Trader Daily, dated February 19, 2015, entitled "Arista Q4 Rev, EPS Beat; Q1 Rev View Tops Consensus," and available at <http://blogs.barrons.com/techtraderdaily/2015/02/19/arista-q4-rev-eps-beat-q1-rev-view-tops-consensus/>.

5. Attached as Exhibit 4 is a true and correct copy of U.S. Patent No. 7,953,886.

6. Attached as Exhibit 5 is a true and correct copy of U.S. Patent No. 7,047,526.

7. Attached as Exhibit 6 is a true and correct copy of a press release by Arista, dated December 10, 2014, entitled "Arista Introduces EOS+: Platform For Software Driven Cloud Networking," and available at <http://www.arista.com/en/company/news/press-release/1031-pr-20141210>.

8. Attached as Exhibit 7 is a true and correct copy of an article from Network World, dated December 15, 2014, entitled "Arista makes a platform play with EOS+," and available at <http://www.networkworld.com/article/2859820/cisco-subnet/arista-makes-a-platform-play-with-eos.html>.

